IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO**

**WRIT PETITION No. 22730 of 2001**

Between:

B.Narasimha Reddy, S/o. Raghava Reddy, Aged 45 years,
Marrimakulapalli Village, Gurramkonda Revenue Mandal,
Chittoor District.

**..... PETITIONER**

AND

The Mandal Revenue Officer,
Gurramkonda Revenue Mandal, Chittoor District.

**.....RESPONDENT**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the endorsement issued by the respondent vide Roc.No. 798/2001 dt. 12-10-2001 s illegal, arbitrary and without jurisdiction, and to grant such

**Counsel for the Petitioner: MR.R.RADHA KRISHNA REDDY**

**Counsel for the Respondent No.: GP FOR REVENUE**

**The Court made the following :**

ORDER:

Against the endorsement of the respondent, that there must be a gap of 200 meters in between two bores, and that since the petitioner was trying to dig a bore well besides the existing agricultural bore well situated in Sy. No.97/2, 98/1 without obtaining necessary permission from the Deputy Director, Ground Water Department, Chittoor, and a consequent direction to the petitioner not to dig bore well failing which action will be taken against the petitioner, the present writ petition is filed.

After issuance of endorsement by the respondent, the Legislature has enacted A.P. Water Land and Trees Act, 2002 and the provisions of the A.P. Ground Water Act, 1996 were replaced by the Act, 2002 and under Sec. 8 of the Act, 2002, the petitioner has necessarily to take permission from the respondent. Consequently the writ petition files and is accordingly dismissed. No order as to costs.

Elipe Dharma Rao, J.

July 7, 2005

MAS
To

1. The Mandal Revenue Officer,
Gurramkonda Revenue Mandal, Chittoor District.

**2.** Two CCs to the Govt. Pleader for Revenue, A.P. High Court

Buildings, Hyderabad.

3. 2 CD copies

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